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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Trudi Thompson  
Trudi Thompson

Applicant	:	Ignacio A. Rubio	Confirmation No. 3414
Application No.	:	10/678,778	
Filed	:	October 2, 2003	
Title	:	STRAWBERRY PLANT NAMED 'CARMELA'	
Grp./Div.	:	1661	
Examiner	:	Michelle R. Kizilkaya	
Docket No.	:	51035/CAB/P353	
Customer No.	:	23363	

### INFORMATION DISCLOSURE STATEMENT WITH FEE UNDER 37 CFR §§ 1.97(c) AND 1.17(p)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
June 30, 2004

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing a reference that is known to applicant.

It is respectfully requested that the listed reference be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

Enclosed is the processing fee of \$180 as required by 37 CFR § 1.17(p). The Commissioner is hereby authorized to charge any fees which may be required by this paper to

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**Application No. 10/678,778**

Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction. **A copy of this paper is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By Cynthia A. Bonner  
Cynthia A. Bonner  
Reg. No. 44,548  
626/795-9900

CAB/tt

Enclosures: Check \$180  
Copy of IDS  
Form PTO/SB/08A/B, w/o reference

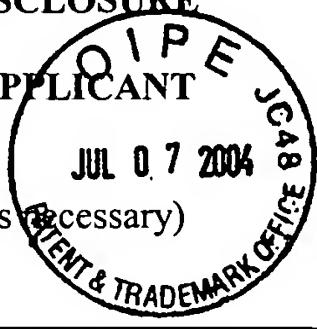
TXT IRV1078354.1-\* 06/30/04 10:22 AM

FORM PTO/SB/08A/B (10-01)  
Substitute for PTO-1449A/B

**INFORMATION DISCLOSURE**

**STATEMENT BY APPLICANT**

(use as many sheets as necessary)



Attorney Docket Number	51035/CAB/P353
Application Number	10/678,778
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Applicant(s)	Ignacio A. Rubio
Group Art Unit	1661
Examiner Name	Michelle R. Kizilkaya

**U.S. PATENT DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (If Known)	PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE
		PP10,960	06.15.1999	Lopez

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T <sup>6</sup> ( <input checked="" type="checkbox"/> )

**OTHER DOCUMENTS**

EXAMINER INITIALS	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

EXAMINER SIGNATURE	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.pto.gov](http://www.pto.gov) or MPEP 901.4. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English Language Translation is attached.

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